

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**APPEAL FROM ORDER NO. 905 OF 2024
WITH
INTERIM APPLICATION NO. 15829 OF 2024**

M/s. Prithvi Developers & Anr. ...Appellants
Versus
Teerth Developers, A Proprietary firm
Through Mr. Vijay Tukaram Raundal & Ors. ...Respondents

Mr. Nikhil Sakhardande, Senior Advocate a/w. Adv. B. Deshmukh, Adv. Ashish Venugopal, Adv. Arun Siwach, Adv. Shanthan Reddy i/b. Cyril Amarchand Mangaldas for the Appellants.
Mr. Mayur Khandeparkar a/w. Mr Saurabh Raut for the Respondents

CORAM : M. M. SATHAYE, J.

DATED : 17th DECEMBER 2024

P.C.:

1. After the matter was extensively argued by both the sides and when the Court was inclined to grant interim injunction in favor of the Appellants based on the material produced on record, Mr. Khandeparkar, learned Counsel appearing for the Respondents states on instructions that, Respondent No. 1 propriety firm - Teerth Developers through Mr. Vijay Tukaram Raundal will not create third party interest in the suit property either himself or through his agents, servants, assignees etc. during the pendency of the suit – Sp.C.S. No. 1078 of 2022. The statement is accepted as an undertaking to this Court.

2. The Appeal from Order and the Interim Application are disposed of with a direction that the above statement shall continue during the pendency of the suit.

(M. M. SATHAYE, J.)